8753314/2024/VIG-II-AGC01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Agricultural Marketing Department – Departmental proceedings initiated by framing articles of charges against Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur & the then Regional Joint Director of Marketing, Vijayawada and presently Regional Joint Director of Marketing, Kadapa and Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur & presently Selection Grade Secretary, AMC, Ananthapuramu on allegations of irregularities in issue of Commission Agent Licenses by violating A.P.(AP & LS) Markets Act, 1996 and violating the guidelines in the AMC, Guntur during the years 2015 & 2016 – Case entrusted to Commissioner of Inquiries-JS – Inquiry conducted – Charges held proved – Imposing of penalty – Orders – Issued.

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AGRICULTURE & CO-OPERATION(VIG.II) DEPARTMENT

G.O.Rt.No.311 **Dated:04.04.2024**

Read the following:-

1. Letter No.DS(1)/15519/2016, dated:16.12.2016 of the C&DoAM, A.P. Guntur.
2. G.O.Rt.No.428, Agri. & Coop.(Vig.II)Dept., dated:12.07.2019.
3. G.O.Rt.No.434, Agri. & Coop.(Vig.II)Dept., dated:15.07.2019.
4. Written statement of defence, dated:05.10.2019 of Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur & the then RJDM, Vijayawada and presently RJDM, Kadapa.
5. Written statement of defence, dated:17.10.2019 of Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur & presently Selection Grade Secretary, AMC, Ananthapuramu
6. Govt.Memo No.1572/VIG.II(1)/2017, dated:12.11.2019.
7. E-file No.DS(1)15519-2016 (Computer No.405333), dated:26.02.2020 & 26.06.2021 of the C&DoAM, AP, Guntur.
8. GORt.No.422, Agri. & Coop.(Vig.II)Dept., dated:01.07.2022.
9. Inquiry report dt:31.01.2023 of the Commissioner of Inquiries-JS.
10. Govt.Memo No.1572/MKTG/Vig.II/2017, dated:06.03.2023.
11. Representation dated:07.04.2023 of Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur & presently Special Grade Secretary(OD), AMC, Hindupuram.
12. Representation dated:10.04.2023 of Sri C. Ramanjaneyulu, RJDM, Kadapa.

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O R D E R:

In a disciplinary case, based on the proposal of the Commissioner & Director of Agricultural Marketing, A.P. on the allegations of irregularities in issue of Commission Agent Licenses by violating A.P.(AP&LS)Markets Act,1996 and violation of guidelines issued vide G.O.Ms.No.260, Agriculture & Cooperation(AM.IV)Department dated:28.09.2010 in the AMC, Guntur during the years 2015 & 2016, Government had initiated departmental proceedings by framing the following articles of charges against Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur & Joint Director of Marketing, Vijayawada and Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur vide G.Os 2nd and 3rd read above respectively:-

(P.T.O.)

I. Article of Charge against Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur & JDM, Vijayawada - CO-1 : -

"That Sri C. Ramanjaneyulu, JDM, Vijayawada while working as Person-in-Charge, AMC, Guntur during the period from 19.08.2015 to 24.01.2016 has failed in supervision while issuing the 26 Commission Agent Licenses out of 85 Commission Agent Licenses at AMC, Guntur duly violating the guidelines issued in GOMs.No.260, A&C(AM.IV)Dept., dated:28.09.2010 and violating the point No.4(h) and failed to discharge his official duties as Person-in-Charge of AMC, Guntur by violating Rule 28 & 49 of A.P.(AP&LS)Markets Rules, 1969".

II. Article of Charge against Sri Y. Ramamohan Reddy, the then Selection Grade Secretary, AMC, Guntur - CO-2 :-

"That Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur presently working as Selection Grade Secretary, AMC, Ananthapuramu during the period from 19.11.2014 to 16.03.2016 has committed to the grave irregularities while issuing the 26 Commission Agent Licenses out of 85 Commission Agent Licenses at AMC, Guntur duly violating the guidelines issued in GOMs.No.260, A&C(AM.IV)Dept., dated:28-09-2010 and violating the point No.4(h) and failed to discharge his official duties as Secretary, AMC, Guntur by violating Rule 31 & 49 of A.P.(AP&LS)Markets Rules, 1969".

2. Both the Charged Officer have submitted their written statements of defence denying the charges framed against them and requested to drop further action against them.

3. After careful examination of the written statements of defence submitted by both the Charged Officers with reference to the specific remark of the Commissioner & Director of Agricultural Marketing, A.P., the Government in the G.O.8th read above issued orders appointing the Commissioner of Inquiries-JS as Inquiring Authority and Sri P. Sudhakar, Joint Director of Marketing, Kadapa as Presenting Officer to present the case on behalf of the Government in support of articles of charges framed against the two Charged Officers before Inquiring Authority.

4. After conducting the inquiry, the Commissioner of Inquiries-JS has furnished the inquiry report dated:31.01.2023 concluding that Charge-I framed against Charged Officers-1 and 2 can be held as proved in the instant disciplinary case.

5. In the reference 10th read above, a copy of inquiry report of the Commissioner of Inquiries-JS was communitated to both the Charged Officers directing to submit their written representations, if any, on the observations and findings of the Commissioner of Inquiries-JS in the inquiry report dated:31.01.2023.

Contd.....(3)

6. In turn, the Charged Officer-1 Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur presently Regional Joint Director of Marketing, Kadapa has submitted his representation dated:10.04.2023 on the observations and findings of the COI-JS in the inquiry report dated:31.01.2023. He has submitted that being the regional administrative authority of Vijayawada region, he has to look after the functioning of 84 Nos. of AMCs in five (5) Districts and also attend the duties of Person-in-Charge at AMC, Guntur along with 24 other AMCs in the region. He has further submitted that, the AMC has to pass a resolution for suspension or cancellation of the granted Commission Agent license as contemplated under Rule 52 of A.P.(AP&LS) Markets Rules, 1969. Concerning the subject 26 licenses, no such resolution by the AMC, Guntur so far passed and so they are doing their business under their respective licenses till even date with no manner of restrictions and no objections. There is no financial loss occurred to the AMC, Guntur even if the said guidelines are considered to be violated. Finally, he has requested to drop further action against him.

7. The Charged Officer-2 Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur presently Special Grade Secretary(OD), AMC, Hindupuram has submitted his representation dated:07.04.2023 on the observations and findings of the COI-JS in the inquiry report dated:31.01.2023. He has submitted that, the AMC has to pass a resolution for suspension or cancellation of the granted Commission Agent license as contemplated under Rule 52 of A.P.(AP&LS) Markets Rules, 1969. Concerning the subject 26 licenses, no such resolution was passed by the AMC, Guntur so far and they are doing their business under their respective licenses till even date with no manner of restrictions and no objections. He has further submitted that, the said licenses are later renewed and still in continuance of the licenses. Finally, he has requested to drop further action against him.

8. After thorough examination of the entire matter with reference to the record of inquiry, Government have decided to impose a penalty of "Stoppage of one annual grade increment without cumulative effect" against the two Charged Officers viz. Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur presently Regional Joint Director of Marketing, Kadapa and Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur presently Special Grade Secretary(OD), AMC, Hindupuram, in the instant disciplinary case.

9. Accordingly, Government hereby order to impose a penalty of "Stoppage of one annual grade increment without cumulative effect" against the two Charged Officers viz. Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur presently Regional Joint Director of Marketing, Kadapa and Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur presently Special Grade Secretary(OD), AMC, Hindupuram, in the instant disciplinary case.

(P.T.O.)

10. The Commissioner & Director of Agriculture Marketing, A.P., Guntur shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

BABU. A
SECRETARY TO GOVERNMENT

To
Sri C. Ramanjaneyulu, the then Person-in-Charge, AMC, Guntur
presently Regional Joint Director of Marketing, Kadapa.
Sri Y. Rama Mohan Reddy, the then Selection Grade Secretary, AMC, Guntur
presently Special Grade Secretary(OD), AMC, Hindupuram
(Through : The Director of Agricultural Marketing, A.P., Guntur)
Copy to:-
The Director of Agricultural Marketing, A.P., Guntur.
The Secretary to Vigilance Commission,
A.P.Vigilance Commission, A.P.Secretariat.
The O.S.D. to Hon'ble Minister(Agri., Coop., AM & FP)
✓SF/SC.

// FORWARDED::BY ORDER //

K Sampath Kumar
SECTION OFFICER